IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
CIVIL APPLICATION NO.6012 OF 2005
IN
FIRST APPEAL (ST) NO.28149 OF 2005

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OFFICE NOTES, OFFICE MEMORANDUM OF CORAM, APPEARANCES, COURT'S ORDERS OR DIRECTIONS AND REGISTRAR'S ORDERS	COURT'S OR JUDGES ORDERS

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Shri I.M. Khairdi for the Applicants.
Shri Vijay Killedar for the Respondents.

CORAM : A. S. OKA, J.
DATE : JULY 28, 2006.

P.C.:

1. This is an Application for condonation of delay in First Appeal. The First Appeal is filed under section 30 of the Workmen's Compensation Act, 1923. Admittedly, the Applicants-Appellants have not complied with proviso to section 30 of the said Act of 1923. Infact, the office should not have accepted the Appeal as mandatory requirement of deposit which is a condition precedent for preferring Appeal was not complied with by the Appellants. The Registrar (Judicial I) will call for the report from the concerned officer who has received the papers of the First Appeal calling for explanation as to why the Appeal

was accepted in ignorance of the statutory requirement. Office is directed to return the papers of Appeal and Civil Applications to the Advocate for the Applicants. The Applicants will be free to file Appeal after complying with the statutory requirement.

JUDGE